



Atty. Dkt. No. MP0042CIP (13200-00058)

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
	:	Examiner: Not Yet Assigned
YAT-TUNG LAM, ET AL.)	
	:	Group Art Unit: Unknown
Application No.: 09/761,190)	
	:	
Filed: January 18, 2001)	
	:	
For: Movable Tap Finite)	February 7, 2002
Impulse Response Filter	:	

The Commissioner for Patents
Washington, D.C. 20231

Attention: Office of Petitions

**PETITION UNDER 37 C.F.R. § 1.182
TO FORWARD THIS APPLICATION TO THE EXAMINING DIVISION**

Sir:

Applicants respectfully petition the Commissioner to forward this application to the examining division, on the grounds that an executed Declaration was properly filed with the application, and that the March 2, 2001 Notice To File Missing Parts was issued in error.

FACTS

1. U.S. Patent Application No. 09/761,190 was filed on January 18, 2001, together with a Declaration and Power of Attorney (copy enclosed) executed by the two named inventors.

Receipt of the signed Declaration was acknowledged in the postcard receipt bearing the PTO mailroom datestamp of January 18, 2001 (copy enclosed). See M.P.E.P. § 503.

2. On March 2, 2001, a Notice To File Missing Parts (copy enclosed), requiring a signed Declaration, was erroneously mailed to Jerry Umbro, 14 Sombers Drive, Rhinebeck, New York 12572, who has no connection with this application.

3. Since Applicants never received the erroneous Notice To File Missing Parts, they never responded thereto before the due date for the response had expired.

4. In the course of conducting a routine check of the file, Applicants' attorney telephoned the Initial Patent Examination Division and was advised that a Notice To File Missing Parts had been mailed and was never responded to, but that the application had not yet been abandoned.

5. The entire delay in responding to the Notice To File Missing Parts from the due date until the filing of this petition was unintentional.

RELIEF REQUESTED

Applicants hereby petition the Commissioner to forward the application for examination since a complete application was properly filed January 18, 2001.

PETITION FEE

The Commissioner is hereby authorized to charge Deposit Account No. 50-1710 for any fees required by this petition, although it is believed that no fee is due, because the delay in forwarding this application for examination was not the fault of Applicants.

A duplicate of this paper is attached.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3500.

Respectfully submitted,


Attorney for Applicants

Registration No. 31,588

Please continue to direct correspondence to:
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